

ASSEMBLY BILL

No. 1112

Introduced by Assembly Member Ammiano

February 22, 2013

An act to amend Section 4860 of the Welfare and Institutions Code, relating to developmental services.

LEGISLATIVE COUNSEL'S DIGEST

AB 1112, as introduced, Ammiano. Developmental services: habilitation.

Existing law provides that an adult who receives services for the developmentally disabled must be provided habilitation services, which include services provided under the Supported Employment Program, when he or she satisfies specified eligibility requirements. Under existing law, providers of individualized or group-supported employment services must be paid an hourly rate of \$30.82. Existing law also requires that a program provider be paid specified, additional fees under certain circumstances.

This bill would instead require that the hourly rate paid to providers of individualized and group-supported employment services be consistent with the Department of Rehabilitation rate structure policy. The bill would also require that the specified, additional fees paid to program providers under existing law be consistent with the fee structure established by the Department of Rehabilitation.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Section 4860 of the Welfare and Institutions Code is amended to read:

4860. (a) (1) The hourly rate for supported employment services provided to consumers receiving individualized services shall be ~~thirty dollars and eighty-two cents (\$30.82)~~ *consistent with the Department of Rehabilitation rate structure policy.*

(2) Job coach hours spent in travel to consumer worksites may be reimbursable for individualized services only when the job coach travels from the vendor's headquarters to the consumer's worksite or from one consumer's worksite to another, and only when the travel is one way.

(b) The hourly rate for group services shall be ~~thirty dollars and eighty-two cents (\$30.82)~~, *consistent with the Department of Rehabilitation rate structure policy*, regardless of the number of consumers served in the group. Consumers in a group shall be scheduled to start and end work at the same time, unless an exception that takes into consideration the consumer's compensated work schedule is approved in advance by the regional center. The department, in consultation with stakeholders, shall adopt regulations to define the appropriate grounds for granting these exceptions. When the number of consumers in a supported employment placement group drops to fewer than the minimum required in subdivision (r) of Section 4851, the regional center may terminate funding for the group services in that group, unless, within 90 days, the program provider adds one or more regional centers, or Department of Rehabilitation-funded supported employment consumers to the group.

(c) Job coaching hours for group services shall be allocated on a prorated basis between a regional center and the Department of Rehabilitation when regional center and Department of Rehabilitation consumers are served in the same group.

~~(d) When Section 4855 applies, fees shall be authorized for the following:~~

~~(1) A three-hundred-sixty-dollar (\$360) fee shall be paid to the program provider upon intake of a consumer into a supported employment program. No fee shall be paid if that consumer completed a supported employment intake process with that same supported employment program within the previous 12 months.~~

1 ~~(2) A seven-hundred-twenty-dollar (\$720) fee shall be paid~~
2 ~~upon placement of a consumer in an integrated job, except that no~~
3 ~~fee shall be paid if that consumer is placed with another consumer~~
4 ~~or consumers assigned to the same job coach during the same hours~~
5 ~~of employment.~~

6 ~~(3) A seven-hundred-twenty-dollar (\$720) fee shall be paid after~~
7 ~~a 90-day retention of a consumer in a job, except that no fee shall~~
8 ~~be paid if that consumer has been placed with another consumer~~
9 ~~or consumers, assigned to the same job coach during the same~~
10 ~~hours of employment.~~

11 ~~(e) Notwithstanding paragraph (4) of subdivision (a) of Section~~
12 ~~4648, the regional center shall pay the supported employment~~
13 ~~program rates established by this section.~~

14 ~~(d) When Section 4855 applies, fees for services provided~~
15 ~~through the regional center shall be consistent with the fee for that~~
16 ~~service established by the Department of Rehabilitation.~~